

REMARKS

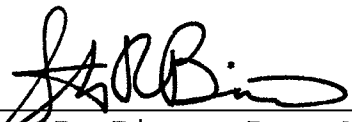
In the outstanding official action, claims 1-7, 9, 10 and 12-14 were allowed, while claim 8 was rejected under 35 USC 101 and claim 11 was rejected under 35 USC 112, for the reasons of record. In response, claims 8 and 11 are herewith amended to overcome the outstanding rejections, and it is respectfully submitted that these claims are now in condition for allowance.

More specifically, it was indicated in the Action that claim 8 was rejected because the claimed invention was directed to non-statutory subject matter, namely a "program" *per se*. It was noted in the Action that in contrast, a claimed computer readable medium encoded with a data structure defines structural and functional interrelationships, and is thus statutory. Accordingly, claim 8 is herewith amended to recite a computer readable medium encoded with a data structure for storing information, thus reciting the claimed invention in accordance with language indicated to be statutorily permissible in the Action.

In response to the rejection of claim 11 under §112 as being indefinite because the claim depends upon itself, claim 11 is herewith amended to depend from independent claim 10, thereby overcoming the noted point of indefiniteness.

In view of the foregoing amendments and remarks, it is respectfully submitted that claims 8 and 11 are now allowable, thus placing the instant application in condition for allowance. Favorable consideration is earnestly solicited.

Respectfully submitted,

By 

Steven R. Biren, Reg. No. 26,531
Attorney
(914) 333-9630